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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/883,302	06/19/2001	Jeffrey A. Bedell	53470.003004	9726

21967 7590 09/23/2005

HUNTON & WILLIAMS LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
1900 K STREET, N.W.  
SUITE 1200  
WASHINGTON, DC 20006-1109

EXAMINER

ALAUBAIDI, HAYTHIM J

ART UNIT PAPER NUMBER

2161

DATE MAILED: 09/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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09/883, 302

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BEDELL ET AL.

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September 19, 2005

Mr. Brian M. Buroker

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1900 K Street, N.W., Suite 1200  
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(202) 778-2201 (fax)

**SUBJECT: - Requirement under 37 C.F.R. 1.105 for Application 10/139,544**

Applicant and the assignee of this application are required under 37 CFR 1.105 to provide the following information that the examiner has determined is reasonably necessary to the examination of this application.

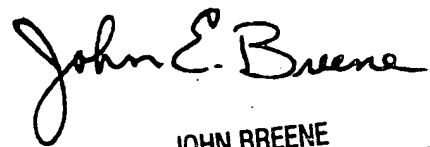
The information is required to be determined and to enter in the record whether the final release product called MicroStrategy 7.0 qualifies as Prior Art under 35 U.S.C. 102 or 103. The section 35 U.S.C. 102(b) states that a patent is not granted if "the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States." The statement made in the DECLARATION OF PRIOR INVENTION UNDER 37 C.F.R. / 1.131 that was received by the office on June 22, 2005 stating that "the product went through several rounds of tests, a confidential beta release and then final release on or before June of 2000 in a product called MicroStrategy 7.0", prior to the filing of the Application: 09/883,302 may constitute the public use described under 35 U.S.C. 102(b).

Please provide any documentation relating to the above mentioned product called "MicroStrategy 7.0" the date of publication (including the day), date available to the public (including the day), and any confidentiality agreements with outside individuals and/or organizations appropriate to use the product, the document, and any parts of the document that is posted or provided to the public prior to the 19<sup>th</sup> of June 2000.

The fee and certification requirements of 37 C.F.R. § 1.97 are waived for those documents submitted in reply to this requirement. This waiver extends only to those documents submitted in reply to this requirement. This waiver extends only to those documents within the scope of this requirement under 37 C.F.R. § 1.105 that are included in the Applicant's first complete communication responding to this requirement. Any supplemental replies subsequent to the first communication responding to this requirement and any information disclosures beyond the scope of this requirement under 37 C.F.R. § 1.97.

The applicant is reminded that the reply to this requirement must be made with candor and good faith under 37 C.F.R. 1.56. Where the Applicant does not have or cannot readily obtain an item of required information, a statement that the item is unknown or cannot be readily obtained will be accepted as a complete response to the requirement for that item.

This requirement is subject to the provisions of 37 C.F.R. § 1.134, 1.135, and 1.136, and has a shortened statutory period of TWO (2) MONTHS. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 C.F.R. 1.136(a).

A handwritten signature in black ink that reads "John E. Breene". The signature is written in a cursive style with a large, looped "J" and "B".

JOHN BREENE  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100